

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ALAN BROWN

Plaintiff

v.

STATE STREET CORPORATION,

and STREET GLOBAL

ADVISORS,

Defendants

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C.A. No. 05-11178-NG

MOTION TO RESCHEDULE DISPOSITIVE MOTION FILINGS

The plaintiff, Alan Brown, requests that this Court revise the schedule for filing dispositive motions by changing the date for the filing of such motions from August 31, 2006 to September 29, 2006, and the date for filing oppositions from September 29, 2006 to October 31, 2006. In support of this motion the plaintiff states as follows:

1. The schedule for filing dispositive motions was set by the Court at a conference with the parties on December 12, 2006. At that conference plaintiff's counsel informed the Court of plans for an extended vacation from mid-July through Labor Day and the motion schedule was established to allow for that vacation.
2. At the time that schedule was established, prior to discovery being taken, the plaintiff did not expect to be filing his own summary judgment motion.
3. The parties have engaged in extensive discovery. The last deposition is scheduled for July 13, 2006.
4. As a result of discovery and the Court's allowance of the plaintiff's motion to amend the complaint, the plaintiff now intends to file a motion for partial summary judgment.

5. The plaintiff's counsel will not have adequate time to prepare this partial summary judgment motion before leaving on vacation. The additional time requested, in September 2006, is required to adequately prepare that motion.
6. This one-month delay in filing and opposing summary judgment motions will not prejudice the defendant.

Alan Brown, plaintiff
By his attorneys,

/s/ Harvey A. Schwartz
HARVEY A. SCHWARTZ
BBO. # 448080
LAURIE A. FRANKL
BBO # # 647181
Rodgers, Powers & Schwartz
18 Tremont Street
Boston, MA 02108
(617) 742-7010

Assented to.

State Street Corporation and Street Global
Advisors, defendants,
By their attorneys,

/s/ Rex Lee
PETER CALAMARI (*pro hac vice*)
REX LEE (*pro hac vice*)
Quinn Emanuel Urquhart Oliver & Hedges LLP
335 Madison Avenue, 17th Floor
New York, NY 10017
(212) 702 8100